

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:

Hunter et al.Serial No.: **09/487,978**Filed: **January 20, 2000**Title: **MUSIC DISTRIBUTION SYSTEM
AND ASSOCIATED ANTIPIRACY
PROTECTIONS**§
§
§
§
§
§
§
§
§
§
§Group Art Unit: **3621**Examiner: **ELISCA, Pierre E.**Atty. Docket #: **05001.1050 (WT-5)****RECEIVED
CENTRAL FAX CENTER****OCT 10 2003**I hereby certify that this paper is being
Transmitted by facsimile on the date

Indicated below

Date of Deposit: October 9, 2003
Signature Gregory Scott Smith, Reg. No. 40,819**RESPONSE TO OFFICE ACTION,
REQUEST FOR 3 MONTH EXTENSION OF TIME,
APPOINTMENT OF NEW POWER OF ATTORNEY**

**Assistant Commissioner of Patents
Washington, D.C. 20231**

Sir:

Applicant submits the following response to the Official Action mailed by the United States Patent Office on April 9, 2003. This response includes a request for a three (3) month extension of time and a new power of attorney. The pending claims are numbered 3, 5-15, 17-24 and 26-51. In the Official Action, the Office has allowed claim 40 and rejected claims 3, 5-15, 17-24, 26-39 and 41-51.

OFFICIAL



LAVA GROUP
unearthing latent value

OFFICIAL

FACSIMILE TRANSMITTAL

TO: USPTO, AMENDMENT

FROM: GREGORY S. SMITH

EXAMINER: ELISCA, PIERRE E.

DATE: OCTOBER 9, 2003

FACSIMILE: (703) ~~308-9051~~ 305 7687

NO. OF PAGES (INCLUDING COVER): 15

PHONE: (703) 305-3987

LAVA GROUP FILE #: 05001.1050

SUBJECT: RESPONSE TO FIRST OFFICIAL ACTION

☐ URGENT ☐ FOR REVIEW ☐ PLEASE COMMENT ☐ PLEASE REPLY ☐ PLEASE RECYCLE

COMMENTS:

THIS TRANSMISSION INCLUDES:

TRANSMITTAL FORM
RESPONSE TO APRIL 9, 2003 OFFICIAL ACTION
REQUEST FOR EXTENSION OF TIME (2 COPIES)
PTO 2038 CREDIT CARD AUTHORIZATION
REVOCATION/ APPOINTMENT OF POWER OF ATTY.
AND COURT ORDER IN SUPPORT THEREOF

RECEIVED
CENTRAL FAX CENTER

OCT 10 2003

115 PERIMETER CENTER PLACE
SUITE 150, SOUTH TERRACES
ATLANTA, GEORGIA 30346-1248

TELEPHONE: 404 815 9300
DIRECT: 770 804 9070
FACSIMILE: 770 804 0900

PTO/SB/21 (08-03)

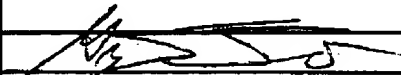
Approved for use through 08/30/2003. OMB 0651-0031
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/487,978	
	Filing Date	1/20/2000	
	First Named Inventor	Hunter et al	
	Art Unit	3821	
	Examiner Name	ELISCA, Pierre E.	
Total Number of Pages in This Submission	14	Attorney Docket Number	05001.1050


ENCLOSURES (Check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
Remarks _____		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Lava Group Law by Smith & Frohwein
Signature	
Date	October 9, 2003

CERTIFICATE OF TRANSMISSION/MAILING

I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.

Typed or printed name	Gregory S. Smith		
Signature		Date	October 9, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.